

**REMARKS**

This Amendment is filed in response to the non-final Office Action dated October 27, 2008 for the above-captioned U.S. Patent Application.

Claims 1-19 are pending in the subject application. By the Amendment herewith, independent claims 1, 9, 18, and 19 are amended to recite, in part, "a display unit application object located outside the current view of the display unit." Support for this amendment exists in the specification at, for example, page 6, lines 11-31. Claims 18 and 19 are amended to address the Examiner's rejection that these claims are directed to non-statutory subject matter.

Claims 1-19 also are clarified to improve upon the grammar, wording, and remove "characterized in that" terminology. These clarifications are not made for reasons related to patentability and the full range of equivalents should remain in tact.

Accordingly, upon entry of this Amendment, claims 1-19 are pending. Of those claims, claims 1, 9, 18, and 19 are independent.

Referring now to the outstanding non-final Office Action, the Abstract is objected to as not including proper content. Applicant respectfully traverses this objection, but has clarified the Abstract in the interest of advancing the prosecution of the subject application. Accordingly, reconsideration and withdrawal of this objection is requested.

The specification is then objected to by the Examiner. Applicant has amended the specification to include the requested Section Headings. Pages 13-14 also are clarified. Thus, reconsideration and withdrawal of the objection to the specification is requested. If the Examiner believes there are further objections to the specification, the Examiner is respectfully requested to point out the page and line number of where the objected to wording is believed to be present in the specification.

Regarding the claims, claims 1-19 are objected to because of various informalities noted at page 4 of the Action. In view of the clarifications to claims 1-19 referenced above, reconsideration and withdrawal of this objection is requested.

Claims 6 and 17 are rejected under 35 USC Section 112, second paragraph, as being indefinite. Claim 19 is rejected under 35 USC Section 11, sixth paragraph.

Applicant respectfully disagrees with the foregoing rejections. However, in view of the clarifications to claims 6, 17 and 19, reconsideration and withdrawal of these rejections is also requested.

Claims 18 and 19 are then rejected under 35 USC Section 101 as being directed to non-statutory subject matter.

Applicant respectfully traverses the above rejection. However, in view of the amendments to claims 18 and 19, reconsideration and withdrawal of this rejection is also requested.

Regarding the rejections based upon art, claims 1-13, 18 and 19 are rejected under 35 USC Section 102(b) as being unpatentable over Newton (US Patent Publication 2002/011877). Dependent claims 14, 16, and 17 are rejected under 35 USC Section 103(a) as being unpatentable over Newton in view of Sindle (US Patent 4,015,232). Lastly, dependent claim 15 is rejected under 35 USC Section 103(a) as being unpatentable over Newtown in view of Lengyel (US Patent 6,016,150).

The foregoing rejections are respectfully disagreed with, and are traversed below.

Newton discloses a protected touch panel display system. According to Newton, a display screen is positioned relative to the interior side of a protective barrier. Also positioned relative to the interior side of the protective barrier are emitters

adapted for emitting energy beams and detectors adapted for detecting the energy beams (See Abstract and Summary of Newton).

Independent claims 1, 9, 18, and 19 of the subject application are clarified to recite, in part, "a display unit application object located outside the current view of the display unit." Newton does not disclose or suggest such features. Nor is there any reason to modify the teachings of Newton in an attempt to arrive at Applicant's claimed subject matter. Thus, for at least this reason, the Examiner's rejection based up Newton should be reconsidered and withdrawn.

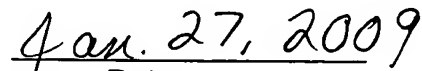
Accordingly, as independent claims 1, 9, 18, and 19 are believed to be patentable, remaining dependent claims 2-8, 10-17 also are believed to be patentable at least in view of their dependency from an allowable independent claim. For completion, it also is noted that the addition of the secondary references, Sindle and Lengyel, which were cited by the Examiner in the rejection of dependent claims i) 14, 16 and 17 and ii) claim 15, respectively, does not cure the shortcomings of Newton and does not disclose or suggest Applicant's claimed subject matter.

All issues having been addressed, the subject application is believed to be in condition for immediate allowance. Accordingly, the Examiner is respectfully requested to reconsider and withdraw the outstanding objections and rejections. A Notice of Allowance is therefore earnestly solicited.

Should the Examiner have any questions, a call to the undersigned would be appreciated.

Respectfully submitted:

  
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